

**STATE OF VERMONT
SECRETARY OF STATE
OFFICE OF PROFESSIONAL REGULATION
BOARD OF NURSING**

IN RE:)
CHRISTY H. ERICKSON) **Docket No: NU84-0504**
License No. 101-0025353)

STIPULATION AND CONSENT ORDER IN LIEU OF SUMMARY SUSPENSION

STIPULATION

NOW COMES the State of Vermont through State Prosecuting Attorney, Edward G. Adrian and Respondent, Christy H. Erickson, who stipulate and agree as follows:

Board Authority

1. The Vermont State Board of Nursing ("the Board") has authority to approve consent orders, issue warnings or reprimands, suspend, revoke, limit, condition or prevent the renewal of current or lapsed licenses if, after disciplinary hearing, the Board finds that the Respondent has engaged in unprofessional conduct. 3 V.S.A. §129(a)(5); 3 V.S.A. §814; 26 V.S.A. §§1582; and the Administrative Rules of the Board of Nursing.

Facts

2. The Respondent is licensed as a advanced practice registered nurse (APRN) holding license number 101-0025353 originally issued January 12, 2000 and currently set to expire March 31, 2005. The Respondent currently resides in Milton, Vermont and at all relevant times was practicing as an APRN at Fletcher Allen Health Care (the "Facility") in Burlington, Vermont.
3. The State alleges that the Respondent has been in a conspiracy to illegally prescribe and receive various financial and "in-kind" remunerations for prescriptions of Oxycontin and morphine. On information and belief, the Respondent and her husband were generating approximately \$15,000.00 per month in income from the sale of the Oxycodone and morphine.
4. The State further alleges that the Respondent is addicted to prescription painkillers, and has used cocaine and crack cocaine and that she was utilizing the prescriptions to "barter" for the illegal drugs.
5. There is an ongoing federal investigation concerning this matter and on information and belief the Respondent has already surrendered her DEA license to prescribe medications.

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
Montpelier, VT 05602

Understandings

6. The Respondent understands that the Board of Nursing must review and accept the terms of the Order set forth below and that if the Board rejects all or any portion of the Order, then this entire document shall be null and void.
7. The Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
8. The Respondent is not under the influence of any drugs or alcohol at the time this document is being signed.
9. The Respondent agrees that she has had sufficient opportunity to consult with legal counsel before signing this document.
10. The Respondent is voluntarily waiving her right to request summary suspension charges and a contested summary suspension hearing before the Board of Nursing.
11. The Respondent does not admit the truthfulness of the facts as listed and alleged above, however she does not contest that if this matter went to hearing the State would be able to prove all or most of the allegations by a preponderance of the evidence.
12. The Respondent agrees not to contest this Stipulation and Consent Order in any forum.
13. The Respondent does not contest that the State could prove that her alleged actions violate 26 V.S.A. §1582(3), (5) and (7) and Board of Nursing Administrative Rules (the "ARBN") Chapter 4, Rule IV, II, B, 1 and 2; ARBN Chapter 4, Rule IV, II, C; and ARBN Chapter 4, Rule IV, II, D, 4 and 10.
14. The Respondent agrees that the Order set forth below may immediately be entered by the Board of Nursing.

Consent Order

15. Based on the stipulation above it is **ORDERED AND ADJUDGED** as follows:

(A) The State has sufficient evidence in its possession to prove the Facts as listed above by a preponderance of the evidence ; and

(B) The Board **INDEFINITELY SUSPENDS** the Respondent's registered nurse's license and advance practice nursing endorsement, license number **101-0025353**.

16. This Stipulation and Consent Order is a matter of public record and may be reported to other licensing authorities as provided in 3 V.S.A. §129(a).
17. This Stipulation and Consent Order will remain part of the Respondent's licensing file and may be used in determining sanctions in future disciplinary matters.

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
Montpelier, VT 05602

18. If at some point in the future the Respondent requests reinstatement of her license, the Board has final authority in deciding whether to grant reinstatement and if granted, the Board may condition the Respondent's license as it deems appropriate based on the factual allegations as listed above and any other information relevant to the Respondent's license to practice nursing.

AGREED TO:

STATE OF VERMONT
SECRETARY OF STATE

Dated: 6/7/04

by: [Signature]

Edward G. Adrian
State Prosecuting Attorney

CHRISTY H. ERICKSON
RESPONDENT

Dated: 6/4/04

by: [Signature]

Christy H. Erickson

Attorney for Respondent
Approved as to Form:

Dated: 6/4/04

by: [Signature]

Paul S. Volk, Esq.

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 6-14-04

by: [Signature]

Chairperson

Dated entered: 6/16/04

nu003.stip.wpd

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
Montpelier, VT 05602